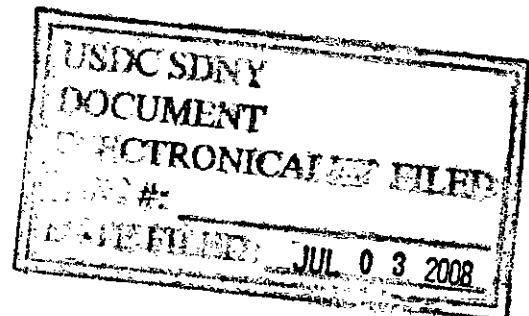


REESE RICHMAN LLP
Michael R. Reese
Kim. E. Richman
230 Park Avenue, 10th Floor
New York, New York 10169
Telephone: (212) 579-4625
Facsimile: (212) 253-4272

- and -

DREIER LLP
Lee A. Weiss
499 Park Avenue
New York, New York 10022
Telephone: (212) 652-3821
Facsimile: (212) 328-6101
Attorneys for Plaintiffs



Counsel for Plaintiffs and the Proposed Class

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

ADAM JERNOW and LEAH McLAWRENCE, on
behalf of themselves and all others similarly situated,

Plaintiffs,

vs.

WENDY'S INTERNATIONAL, INC.,

Defendant.

No. 07-CV-3971(LTS)

**STIPULATION AND ~~PROPOSED~~
ORDER GRANTING 45 DAY STAY
WHILE THE PARTIES DRAFT
SETTLEMENT PAPERS**

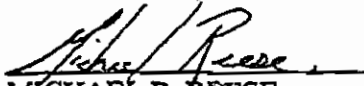
A handwritten signature in black ink, appearing to be "JR", located to the right of the stipulation text.

Plaintiffs Adam Jernow and Leah McLawrence ("Plaintiffs") and Defendant Wendy's International, Inc. ("Defendant") (collectively, the "Parties"), through their respective counsel, mutually stipulate and agree as follows:

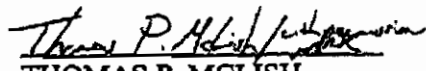
1. The Parties have agreed to a settlement in principle in the above-captioned action;
2. The Parties are in the process of drafting settlement papers to submit to the Court;
3. The Parties believe it to be in the best interest of efficiency and judicial economy for the Parties to focus their efforts on drafting the settlement papers instead of continuing to litigate; and
4. The Parties believe they need approximately forty-five (45) days to complete and file the settlement papers.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties, that, pursuant to order of the Court, all proceedings in the above-captioned case are stayed for 45 days so that the Parties can draft settlement papers to be filed with the Court. If the contemplated settlement does not occur, the Parties will confer regarding a new schedule for the remainder of the pre-trial proceedings in the case.


Dated: June 26, 2008


MICHAEL R. REESE
REESE RICHMAN LLP
230 Park Avenue, 10th Floor
New York, New York 10169
Telephone: (212) 579-4625
Facsimile (212) 253-4272

DREIER LLP
Lee A. Weiss
499 Park Avenue
New York, New York 10022
Telephone: (212) 652-3821
Facsimile: (212) 328-6101
Attorneys for Plaintiffs


THOMAS P. MCLISH
AKIN GUMP STRAUSS HAUER
& FELD LLP
1333 New Hampshire Ave., N.W.
Washington, D.C. 20036
Telephone (202) 887-4324
Facsimile: (202) 887-4288
Attorneys for Defendant

SO ORDERED:

 7/3/08
HON. LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE